

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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KEVIN CAMPBELL,

Plaintiff,

NOTICE MOTION

-against-

FEDERAL EXPRESS CORPORATION a/k/a  
FEDEX EXPRESS, and ERIC WARNDERS,  
INDIVIDUALLY,

Civil Action No. 22-cv-7662

Defendants.

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PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law dated November 18, 2024, the Declaration of Gabriel P. McGaha and exhibits attached thereto, and all pleadings and proceedings previously had herein, Defendants Federal Express Corporation and Eric Warnders will move before the Honorable Dora L. Irizarry, on a date to be determined by the Court, at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York 11201, for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure granting Defendants summary judgment, together with costs, expenses, and attorney's fees, and such other relief as this Court deems just and proper.

Dated: New York, New York

November 18, 2024

Respectfully submitted,

/s/ Gabriel P. McGaha

Gabriel P. McGaha

(seeking *pro hac vice* admission)

Federal Express Corporation – Legal  
Litigation

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*Counsel for Defendants*

*Federal Express Corporation and*

*Eric Warnders*

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on this 18th day of November 2024, the foregoing document was served via electronic mail to:

Jessica Massimi  
Massimi Law PLLC  
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New York, NY 10005  
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/s/ Gabriel P. McGaha  
Gabriel P. McGaha